

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

IN THE MATTER OF:	)	
Brian Thomas Crooks,	)	CASE NO.: <b>09-69160-JRS</b>
Beth Haynes,	)	
	)	
Debtors.	)	CHAPTER: <b>13</b>

**NOTICE OF FILING OF MODIFICATION OF CONFIRMED PLAN,  
DEADLINE FOR FILING WRITTEN OBJECTIONS AND HEARING DATE  
AND TIME IF OBJECTION IS TIMELY FILED**

**To: Creditors and Other Parties in Interest**

**PLEASE TAKE NOTICE** that Debtor has filed a proposed modification to the confirmed plan in this case, a copy of which modification you are receiving with this Notice or have recently received by mail. Pursuant to Rule 3015(g) of the Federal Rules of Bankruptcy Procedure, any creditor or other party in interest opposing this proposed Modification must file that objection in writing with the Court on or before the following deadline.

**DEADLINE FOR FILING OBJECTION:** Twenty-four (24) days after the date on which this proposed Modification was filed. The proposed modification was filed on May 25, 2011. If the twenty-fourth day after the date of filing falls on a weekend or holiday, the deadline is extended to the next business day.

**PLACE OF FILING:** Clerk, United States Bankruptcy Court  
Room 1340 United States Courthouse  
Richard B. Russell Building  
75 Spring Street, SW  
Atlanta, GA 30303-3367

If you mail an objection to the Court for filing, you must mail it early enough so the Court will receive it on or before the deadline stated above.

You must also serve a copy on the undersigned at the address stated below and on the Debtor at: 26 Whitebark Lane Bluffton, SC 29909.

**PLEASE TAKE FURTHER NOTICE** that if an objection to the proposed Modification is timely filed the Court will hold a hearing on the modification on **June 30, 2011 at 10:15 AM in Courtroom 1404**, US Courthouse, 75 Spring Street, Atlanta, GA. **If no objection is timely filed, the Court may approve the proposed modification without further notice or hearing.**

Dated: Wednesday, May 25, 2011

By: Bebe Baxter /s/  
Bebe Baxter  
Attorney for Debtor  
GA Bar # 512038  
229 Peachtree Street  
International Tower, Suite 705  
Atlanta, GA 30303  
(404) 827-9799

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**POST MODIFICATION PLAN AND REQUEST FOR ITS APPROVAL**

Brian Thomas Crooks and Beth Haynes, Debtors, propose to modify the confirmed Chapter 13 Plan in this case as set forth below and request that this modification be approved.

Debtors, hereby modify this Chapter 13 which the Court confirmed on June 18, 2009, as follows:

1.

Paragraph 2 is amended to **delete** the following:

2. **Plan Payments and Length of Plan.** Debtor will pay the sum of **\$521.00** per **month** to Trustee by [ ] Payroll Deduction(s) or by [ X ] Direct Payment(s) for the applicable commitment period of **60** months, unless all allowed claims in every class, other than long-term claims, are paid in full in a shorter period of time. The term of this Plan shall not exceed sixty (60) months. See 11 U.S.C. § 1325(b)(1)(B) and 1325(b)(4). Each pre-confirmation plan payment shall be reduced by any pre-confirmation adequate protection payment(s) made pursuant to Plan paragraph 6(A)(i) and § 1326(a)(1)(C).

The following alternative provision will apply if selected:

\_\_\_ If checked, Plan payments will increase by \$ \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_ upon completion or termination of \_\_\_\_\_.

2.

Paragraph 2 is amended to **add** the following:

2. **Plan Payments and Length of Plan.** Debtor will pay the sum of **\$585.00** per **month** to Trustee by [ ] Payroll Deduction(s) or by [ X ] Direct Payment(s) for the applicable commitment period of **60** months, unless all allowed claims in every class, other than long-term claims, are paid in full in a shorter period of time. The term of this Plan shall not exceed sixty (60) months. See 11 U.S.C. § 1325(b)(1)(B) and 1325(b)(4). Each pre-confirmation plan payment shall be reduced by any pre-confirmation adequate protection payment(s) made pursuant to Plan

paragraph 6(A)(i) and § 1326(a)(1)(C).

The following alternative provision will apply if selected:

\_\_\_ If checked, Plan payments will increase by \$\_\_\_\_\_ on \_\_\_\_\_, 20\_\_ upon completion or termination of \_\_\_\_\_.

Increase in Debtors' plan payment shall not increase the base balance owed in Debtors' Chapter 13 case.

Dated: Wednesday, May 25, 2011

Respectfully submitted,  
The Sandberg Law Firm

By: Bebe Baxter /s/  
Bebe Baxter  
Attorney for Debtor  
GA Bar # 512038  
229 Peachtree Street  
International Tower, Suite 705  
Atlanta, GA 30303  
(404) 827-9799

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**DECLARATION UNDER PENALTY OF PERJURY**

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

\_\_\_\_\_/s/  
Brian Thomas Crooks

\_\_\_\_\_/s/  
Beth Haynes

May 25, 2011  
Date

Penalty for making a false statement or concealing property:

Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. '152 and '3571.

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies under penalty of perjury:

That I am more than 18 years of age, and that on this day, I served a copy of the within Debtors' Amendment to Chapter 13 Schedules, Summary of Schedules and Statistical Summary of Certain Liabilities and Related Data (28 U.S.C. Section 159) filed in this bankruptcy case upon the following by depositing a copy of same in U.S. Mail with sufficient postage affixed thereon to ensure delivery to:

**Adam Goodman**  
**Chapter 13 Trustee**  
Suite 200  
260 Peachtree Street  
Atlanta, GA 30303

**Debtor:**  
Brian Thomas Crooks  
26 Whitebark Lane  
Bluffton, SC 29909

**Co-Debtor:**  
Beth Haynes  
26 Whitebark Lane  
Bluffton, SC 29909

Creditors:  
Adorno & Yoss, LLC  
Two Midtown Plaza  
1349 W. Peachtree, Ste 1500  
Atlanta, GA 30309

Afni, Inc.  
Attn: DP Recovery Support  
Po Box 3427  
Bloomington, IL 61702

Allied Interstate Inc  
Gemb  
Po Box 103104  
Roswell, GA 90076

American Express  
c/o Becket and Lee  
Po Box 3001  
Malvern, PA 19355

Asset Acceptance  
Po Box 2036  
Warren, MI 48090

Bank Of America  
4060 Ogletown/Stanton Rd  
Newark, DE 19713

Capital 1 Bank  
Attn: C/O TSYS Debt  
Management  
Po Box 5155  
Norcross, GA 30091

Cardiology of Georgia  
P O Box 105527  
Atlanta, GA 30348

Chase  
Attn: Bankruptcy Dept  
Po Box 100018  
Kennesaw, GA 30156

Chase Na  
Attn: Bankruptcy Dept  
Po Box 100018  
Kennesaw, GA 30156

Countrywide Home Lending  
Attention: Bankruptcy SV-314B  
Po Box 5170  
Simi Valley, CA 93062

Discover Fin Svcs Llc  
Po Box 15316  
Wilmington, DE 19850

Fairlile Condo Assoc., Inc

First National Bank of Marin/Credit Fulton County Tax Commissioner

3405 Piedmont Road  
Suite 300  
Atlanta, GA 30305

One  
Customer Service  
Po Box 98873  
Las Vegas, NV 89193

1113 Fulton Co. Gov. Center  
141 Pryor Street, SW  
Atlanta, GA 30303

Georgia Department of Revenue  
Field Service  
PO Box 161108  
Atlanta, GA 30321

Green Point Savings  
Po Box 84013  
Columbus, GA 31908

Internal Revenue Service  
401 W. Peachtree Street  
Stop 334-D  
Atlanta, GA 30370

Lvnv Funding Llc  
Po Box 740281  
Houston, TX 77274

Macys/fdsb  
9111 Duke Blvd  
Mason, OH 45040

NCO Financial Systems  
507 Prudential Rd  
Horsham, PA 19044

Pinnacle Credit Servc  
Po Box 640  
Hopkins, MN 55343

Portfolio Rc  
Attn: Bankruptcy  
120 Corporate Blvd Suite 100  
Norfolk, VA 23502

Rjm Acq Llc  
575 Underhill Blvd Ste 2  
Syosset, NY 11791

Verizon Wireless  
Po Box 3397  
Bloomington, IL 61702

Weinstock & Scavo, PC  
3405 Piedmont Road, Suite 300  
Atlanta, GA 30305

Dated: Wednesday, May 25, 2011

\_\_\_\_\_/s/  
The Sandberg Law Firm, LLC  
Kristopher Key, Clerk  
229 Peachtree Street  
International Tower, Suite 705  
Atlanta, GA 30303  
(404)827-9799